

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR
MEETING HELD ON WEDNESDAY, MAY 16, 2018 AT 6:00 P.M. IN THE
CITY OF LAS VEGAS COUNCIL CHAMBERS**

MAYOR: Tonita Gurulé-Girón

COUNCILORS: David G. Romero
Vincent Howell
David A. Ulibarri, Jr.
Barbara A. Casey

ALSO PRESENT: Ann Marie Gallegos, Interim City Manager
Casandra Fresquez, City Clerk
David Silva, Acting City Attorney
Chris Lopez, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Ulibarri, Jr. asked for a moment of silence to pray for the family of KFVN Radio Announcer, Dennis Mitchell who recently passed away.

APPROVAL OF AGENDA

Councilor Casey made a motion to approve the agenda as is. Councilor Ulibarri, Jr. seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David A. Ulibarri, Jr.	Yes
Barbara A. Casey	Yes	David G. Romero	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

APPROVAL OF MINUTES (April 11th and April 18th 2018)

Councilor Romero made a motion to approve the minutes, with amendments made by Councilor Casey for April 11th and April 18th, 2018. Councilor Howell seconded the motion. Mayor Gurulé-Girón asked for roll call and reflected the following:

David A. Ulibarri, Jr.	Yes	David G. Romero	Yes
Barbara A. Casey	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

MAYOR'S APPOINTMENTS/REPORTS

Mayor Gurulé-Girón read a report into the record as follows: "I love Las Vegas, "nuestra plaza es la vida", "the city is our life". There has been a lot of hurt and pain that has occurred, the healing needs to start with us as community leaders, we need to remember that today is the first day of our lives, as Mayor of this great city, I ask that we make an effort to start this new administration on the right path, a positive path, a path of stability so we can restore respect back into the offices that we each hold and earn the public's confidence as a team. For the next two years we have to work together as a team if we are to make a positive difference. Yesterday we the governing body of the City of Las Vegas met for seven hours and focused on our interaction as a group of leaders, I believe that we have come to a consensus that we will start with the updating and drafting of the Rules and Procedures as a first step and we recognize our needs for improvement in a lot of areas. Our workshop also covered the Organizational Chart and the need to redraft and clearly define the appointed Officers rules and responsibilities and communication requirements, we all took a Disc Leadership assessment which gave us insight into our behavioral preferences of each other, hopefully this will help us approach each other in a more civil manner. We conducted a S.W.O.T. analysis, which is specific to this governing body and an analysis of an improvement plan that will be provided to us at a later date, I would also like to thank Greg Stuart who was the facilitator, Randall Brown as one of the sponsors, Charlie's Spic & Span for hosting and thanked everyone who attended and those who gave public comment."

MAYOR'S RECOGNITIONS/PROCLAMATIONS

Mayor Gurulé-Girón advised that there were no recognitions or proclamations at this time.

PUBLIC INPUT

Emilio Aragon spoke briefly in support of the Farmers Markets and expressed the importance of treating immigrants with respect because they play an important role in how our fruits and vegetables are picked and thanked Cordia Sammeth and Diane Lindsay for their work in the Farmers Market.

Georgina Ortega spoke in support of the Farmers Market on the West side of town, stating that that side of town was a food desert. She stated that she felt that Farmers markets were a wealth to the community and encouraged the governing body to support the zone change for the West side Farmers Market.

Miguel Angel spoke in support of the West side Farmers Market and expressed the importance of families there having access to groceries, having a healthy community and recognizing the many needs of the West side of town. He informed of a plan to collaborate with Alta Vista Hospital, Centro Family Health Clinic and New Mexico State Health Professionals in order to test the children of the community for childhood diabetes as there is currently and epidemic here. Mr. Angel stated we should be working for our children in getting healthy food and living in a healthy environment and commended both Farmers Markets for being a start in the right direction.

Wid Slick reported that the New Mexico Tourism had awarded a renewal grant of \$54,000.00 for the next fiscal year starting July 1st, adding more advertising. Mr. Slick advised that they had seen increases in Lodgers Tax and GRT collections both by 10% from the current tourism grant. Mr. Slick reported there was a timing problem and added that City Lodgers Tax Board and City staff encouraged Mainstreet to apply and that they were reasonably certain that the City would provide the match for the grant. He stated that there was \$200,000.00 unused Lodgers Tax funds in the bank that could be used for the match although was not on tonight's agenda for Council to approve the match for this tourism grant and stated Mainstreet needed to sign the tourism contract for the grant by this Friday. Mr. Slick advised if the contract was not signed, the funding would go away and hoped the timing problem would be solved by the governing body by this week.

Marshall Poole with the Animal Welfare Coalition gave a detailed report for the month of April. He reported there was the continuing problem with dogs having no identification and housing them for an extended time and urged citizens to identify their animals with collars or tags. Mr. Poole announced Belen Romero as the winner of the design contest regarding the painting of the new food storage bin.

Corinna Laszlo-Henry commended the governing body for getting together to improve communication and cooperation at the workshop just held and spoke regarding concerns of the City Charter that were overdue. She advised that the governing body, as per the Charter, was supposed to set the Magistrates Judges' salary and that it had a 2011-2012 deadline for that action. Ms. Laszlo-Henry stated that also by ordinance, the governing body was to establish the powers and duties for the Citizens Advisory Committee for the Police Department and that also outstanding was the adoption by ordinance, the Ethics and Campaign finance along with penalties.

Ms. Laszlo-Henry advised that there were inconsistent provisions of Chapter 14 that remained, which was the Governance Chapter, there had been approaches to draft those ordinances and stated that the 59-10A of the ordinance does require them to be drafted or reviewed by City Attorney or someone on a contract basis with that capacity. She encourage the governing body to solicit the input of the departments, to address the compliance issues and mentioned that because of the hard work of rank and file employees, pushing through when there are a lot of staffing positions that have not been filled. She encouraged the governing body to push for a transparent qualifications based process for both directors and officers which was consistent with the City Charter, Mayor's power of appointments and the Councilor's power of meaningful approval confirmation.

Lalo Sanchez thanked Interim City Manager Gallegos for finally clearing the property on North Gonzales Street, spoke of generating revenue for many projects needed in the City and suggested to the governing body to decriminalize marijuana or place parking permits throughout the City to gain revenue for projects. Mr. Sanchez advised that one of the statues at Plaza Park needed some repair.

Zachary McNellis awarded prizes to the winners of the 2nd Annual Book Reading Contest hosted by Carnegie Public Library. He advised that the Summer Reading Program would begin June 13th through August 1st, 2018.

Leo Maestas from the Office of Emergency Management (OEM) gave a detailed powerpoint presentation regarding Emergency/Risk Management within the Office of Emergency Management.

Councilor Howell thanked OEM for working with the City's Public Works Department on cleaning out culverts and for a successful "Take Back" event which OEM sponsored.

Mr. Maestas mentioned they were currently working on a Prevention of Flooding campaign as well.

Councilor Romero asked if they provided Emergency Preparedness training.

Mr. Maestas stated that OEM tries to provide FEMA courses at least once a month and spoke about several upcoming trainings which included Active Shooter classes for the schools.

Brief discussion took place regarding emergency alarms and several issues that may occur when not educated on those alarms.

Mayor Gurulé-Girón asked when the Emergency Preparedness Plan would be brought to the City.

Mr. Maestas informed that the EOP was already adopted by the City and the County and not due to be updated until 2019.

Mayor Gurulé-Girón commended Mr. Maestas for an outstanding presentation and excellent job knowledge.

Brief discussion took place regarding the availability of emergency phone lines at the time of cell towers being down.

CITY MANAGER'S REPORT

Events Planner Virginia Marrujo gave a detailed report on the 4th of July Festivities Schedule.

Discussion took place and questions were asked regarding times of the several events taking place during the period of the fiestas.

Utilities Director Maria Gilvarry presented a detailed overview regarding the Utilities Water Division, 2017 Conference Report for the City's water quality and informed that it was a requirement from the EPA, Safe Drinking Water Act. She also reported that the City's water was exceptional with zero violations for concerns and that the information would be available through newspapers, website and would be included with billing statements to the community.

Questions were asked pertaining to water restrictions, fireworks display and the sale of fireworks.

Utilities Director Gilvarry reported that the City was at Stage-0, with no water restrictions at this time, having plenty of water for the City's needs.

Interim City Manager Gallegos informed that in the Fireworks Display contract included the ability for the City to pull out at a certain time if the weather did not permit.

Fire Chief Billy Montoya reported that the sale of fireworks was still being allowed at this time by the New Mexico State Fire Marshal's Office.

Interim City Manager Gallegos briefly reported on the following:

- Identifying NMDOT funding (Keen/Grant Street Project)
- Watering of Trees by Public/Parks Facilities (2 times a week)
- Accommodating businesses (Little League State Championship Tournaments)
- Senior Citizens Dept.-Applying for Capital Outlay funding-\$59,000.00
- Presentation from Lodgers Tax Advisory Board (Budget recommendations)
- Police Department funding-Shooting Range
- Community Development Dept.-Submitting CDBG Grant-\$750,000.00-Hot Springs Blvd. ICIP
- Meeting-Department Directors to discuss Interim Budgets
- GRT Allocations (8.3958%)
- NMHU no longer broadcasting with Comcast

Councilor Howell asked for the total funding amount available regarding Dee Bibb Industrial Park and if there had been any plans made on where to use the funding.

Interim Finance Director Tana Vega advised that that the total amount set aside for Dee Bibb was \$468,000.00.

Interim City Manager Gallegos informed that an engineer was currently working on a drainage plan, and an RFP would be put out for that and would be brought to Council for their consideration.

Discussion took place pertaining to grant funding and planning for the Keen/Grant project.

FINANCE REPORT

Interim Finance Director Tana Vega presented the Finance Budget for the month ending April 30, 2018, reporting the General Fund revenue at 86% and expenditures at 73%. She informed that Enterprise Funds revenue came in at 85% with expenditures coming in at 73%. Interim Finance Director Vega advised that the Recreation Department revenues were at 73% and expenditures were at 70%.

CONSENT AGENDA

City Clerk Fresquez read the Consent Agenda as follows:

1. Approval to purchase a Caterpillar 420F2 IT4E backhoe.
2. Approval to publish Ordinance No. 18-03 amending Ordinance No. 18-01 entering into a loan agreement with the New Mexico Finance Authority.
3. Approval to adopt the City of Las Vegas, NM Metropolitan Redevelopment Plan, Authorizing Resolution No. 18-22 and approval of Grant Agreement and Certificate of Grantee.

Resolution 18-22 was presented as follows:

CITY OF LAS VEGAS RESOLUTION NO. 18-22

AUTHORIZING THE EXECUTION AND DELIVERY OF A LOCAL GOVERNMENT PLANNING GRANT AGREEMENT BY AND BETWEEN THE NEW MEXICO FINANCE AUTHORITY (THE "FINANCE AUTHORITY"), AND THE CITY OF LAS VEGAS (THE "GRANTEE"), IN THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000) EVIDENCING AN OBLIGATION OF THE GRANTEE TO UTILIZE THE GRANT AMOUNT SOLELY FOR THE PURPOSE OF FINANCING THE COSTS OF THE METROPOLITAN REDEVELOPMENT ACT PLAN, AND

SOLELY IN THE MANNER DESCRIBED IN THE GRANT AGREEMENT; CERTIFYING THAT THE GRANT AMOUNT, TOGETHER WITH OTHER FUNDS AVAILABLE TO THE GRANTEE, IS SUFFICIENT TO COMPLETE THE PROJECT; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE GRANT AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE GRANT AGREEMENT.

Capitalized terms used in the following preambles have the same meaning as defined in Section 1 of the Resolution unless the context requires otherwise.

WHEREAS, the Grantee is a political subdivision of the State, being a legally and regularly created, established, organized and existing incorporated municipality under the general laws of the State and more specifically, the Municipal Code, NMSA 1978, §§ 3-1-1 through 3-66-11, as amended; and

WHEREAS, the Grantee is qualified to receive the Planning Grant pursuant to the Finance Authority's Rules Governing the Local Government Planning Fund and NMSA 1978, § 6-21-6.4, as amended; and

WHEREAS, the Governing Body hereby determines that the Project may be financed with amounts granted pursuant to the Grant Agreement, that the Grant Amount, together with and other moneys available to the Grantee, is sufficient to complete the Project, and that it is in the best interest of the Grantee and the public it serves that the Grant Agreement be executed and delivered and that the funding of the Project take place by executing and delivering the Grant Agreement; and

WHEREAS, the Governing Body has determined that it may lawfully enter into the Grant Agreement, accept the Grant Amount and be bound to the obligations and by the restrictions thereunder; and

WHEREAS, the Grantee acknowledges and understands that the Planning Grant must be expended and a Planning Document must be completed within one (1) year from the Closing

Date, or the Grantee will forfeit the ability to draw Grant funds from the Local Government Planning Fund; and

WHEREAS, the Grant Agreement shall not constitute a general obligation of the Grantee or a debt of pledge of the faith and credit of the Grantee, the Finance Authority or the State; and

WHEREAS, there have been presented to the Governing Body and there presently are

on file with the City Clerk this Resolution and the form of the Grant Agreement which is incorporated by reference and made a part hereof; and

WHEREAS, all required authorizations, consents and approvals in connection with (i) the use of the Grant Amount for the purposes described and according to the restrictions set forth in the Grant Agreement; and (ii) the authorization, execution and delivery of the Grant Agreement which are required to have been obtained by the date of this Resolution, have been obtained or are reasonably expected to be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF LAS VEGAS, NEW MEXICO:

Section 1. Definitions. All terms used herein have the same definition as contained in the draft Grant Agreement, dated May 25, 2018.

Section 2. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Grantee and officers of the Grantee, directed toward the Project and the execution and delivery of the Grant Agreement, shall be and the same hereby is ratified, approved and confirmed.

Section 3. Authorization of the Project and the Grant Agreement. The Project and the method of funding the Project through execution and delivery of the Grant Agreement are hereby authorized and ordered. The Project is for the benefit and use of the Grantee and the public it serves.

Section 4. Findings. The Governing Body on behalf of the Grantee hereby declares that it has considered all relevant information and data and hereby makes the following findings:

- A. The Project is needed to land use, housing, economic development and jobs.
- B. The costs of the Project are beyond the local control and resources of the Grantee.
- C. The Project and the execution and delivery of the Grant Agreement pursuant to the Act to provide funds for the financing of the Project are in the interest of the public health, safety and welfare of the public served by the Grantee.
- D. The Grantee will perform (or cause to be performed) the Project with the proceeds of the Planning Grant, and will utilize the Project for the purposes set forth in the Grant Agreement.
- E. The Grantee will forfeit the Planning Grant if the Grantee fails to utilize the Grant Amount within one (1) year of the Closing Date.

Section 5.

Grant Agreement—Authorization and Detail.

A. Authorization. This Resolution has been adopted by the affirmative vote of a **majority of a quorum** of the Governing Body. For the purpose of protecting the public health, conserving the property, and protecting the general welfare and prosperity of the public served by the Grantee and performing the Project, it is hereby declared necessary that the Grantee execute and deliver the Grant Agreement evidencing the Grantee's acceptance of the Grant Amount of Fifty Thousand Dollars (\$50,000) to be utilized solely for the Project and solely in the manner and according to the restrictions set forth in the Grant Agreement, the execution and delivery of which are hereby authorized. The Grantee shall use the proceeds of the Grant to finance the performance of the Project. The Project will be owned by the Grantee and will be utilized by the Grantee as set forth in the Grant Agreement.

B. Detail. The Grant Agreement shall be in substantially the form of the Grant Agreement presented at the meeting of the Governing Body at which this Resolution was adopted. The Grant shall be in the amount of Fifty Thousand Dollars (\$50,000).

Section 6. Approval of Grant Agreement. The form of the Grant Agreement as presented at the meeting of the Governing Body at which this Resolution was adopted is hereby approved. Authorized Officers are hereby individually authorized to execute, acknowledge and deliver the Grant Agreement with such changes, insertions, and deletions as may be approved by such individual Authorized Officers, and the City Clerk is hereby authorized to affix the seal of the Grantee on the Grant Agreement and attest the same. The execution of the Grant Agreement shall be conclusive evidence of such approval.

Section 7. Disposition of Proceeds; Completion of Acquisition of the Project.

A. Grant Account. The Grantee hereby consents to creation of the Grant Account by the Finance Authority and approves of the deposit of the Grant Amount into the Grant Account. Until the Completion Date, the money in the Grant Account shall be used and paid out solely for the purpose of the Project in compliance with applicable law and the provisions of the Grant Agreement.

B. Completion of Acquisition of the Project. The Grantee shall proceed to acquire and complete the Project with all due diligence. Upon the Completion Date, the Grantee shall execute a certificate substantially in the form attached as Exhibit "C" to the Grant Agreement stating that acquisition of and payment for the Project have been completed. As soon as practicable and, in any event, not more than sixty (60) days after the Completion Date, any balance remaining in the Grant Account shall be transferred and returned to the Local Government Planning Grant Fund.

C. Finance Authority Not Responsible. The Finance Authority shall in no manner be responsible for the application or disposal by the Grantee or by the officers of the Grantee of the funds derived from the Grant Agreement or of any other funds held by or made available to the Grantee's in connection with use of the Project.

Section 8. Authorized Officers. Authorized Officers are hereby individually authorized and directed to execute and deliver any and all papers, instruments, opinions, affidavits and other documents and to do and cause to be done any and all acts and things necessary or proper for carrying out this Resolution, the Grant Agreement, and all other transactions contemplated hereby and thereby. Authorized Officers are hereby individually authorized to do all acts and things required of them by this Resolution and the Grant Agreement for the full, punctual and complete performance of all the terms, covenants and agreements contained in this Resolution and the Grant Agreement, including, but not limited to, the execution and delivery of closing documents in connection with the execution and delivery of the Grant Agreement.

Section 9. Amendment of Resolution. This Resolution after its adoption may be amended without receipt by the Grantee of any additional consideration, but only with the prior written consent of the Finance Authority.

Section 10. Resolution Irrepealable. After the Grant Agreement has been executed and delivered, this Resolution shall be and remain irrepealable until all obligations of the Grantee under the Grant Agreement shall be fully discharged, as herein provided.

Section 11. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 12. Repealer Clause. All bylaws, orders, resolutions, ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, resolution or ordinance, or part thereof, heretofore repealed.

Section 13. Effective Date. Upon due adoption of this Resolution, it shall be recorded in the book of the Grantee kept for that purpose, authenticated by the signatures of the Mayor and City Clerk of the Grantee, and this Resolution shall be in full force and effect thereafter, in accordance with law; provided, however, that if recording is not required for the effectiveness of this Resolution, this Resolution shall be effective upon adoption of this Resolution by the Governing Body.

Section 14. Execution of Agreements. The City of Las Vegas through its Governing Body agrees to authorize and execute all such agreements with the Finance Authority as are necessary to consummate the Grant contemplated herein and consistent with the terms and conditions attached hereto.

PASSED, APPROVED AND ADOPTED THIS 16th DAY OF MAY 2018.

CITY OF LAS VEGAS

[SEAL]

By _____
Tonita Gurule-Giron, Mayor

ATTEST:

By _____
Cassandra Fresquez, City Clerk

Councilor Casey made a motion to approve the Consent Agenda as read into the record. Councilor Howell seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	Vincent Howell	Yes
Barbara A. Casey	Yes	David A. Ulibarri, Jr.	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

BUSINESS ITEMS

1. Conduct a Public Hearing and Approval/Disapproval to adopt Ordinance 18-04 amendment to the Official Zoning Map for property.

Councilor Casey made a motion to go into Public Hearing. Councilor Howell seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri, Jr.	Yes	Vincent Howell	Yes
Barbara A. Casey	Yes	David G. Romero	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

City Clerk Fresquez asked anyone who wished to speak on the issue to stand and be sworn in. Maria Perea, Virginia Marrujo, Dianne Lindsay, Corinna Laszlo-Henry, Cordia Sammeth were sworn in.

Planning and Zoning Coordinator Maria Perea advised that the City of Las Vegas, owner of Lots 4, 5, 6, 7 & 8, Block 2, Miguel Romero Y Baca Addition known as 2513 Hot Springs Blvd., Las Vegas, New Mexico appeared before the Las Vegas Planning and Zoning Commission on April 30, 2018. City of Las Vegas is

requesting that said property be rezoned from the present R-2 (Multi-Family Residential Zone) to a C-3 (General Commercial Zone). The applicant's intent is to accommodate a Farmer's market within parking lot of above property for the Old Town residents.

Cordia Sammeth, Hot Springs Blvd Farmers Market Manager spoke of the importance of having local food available and how it would help stimulate the economy. She asked for the support of the governing body regarding the zone change at hand.

Corinna Laszlo-Henry stated that she was in full support of the continued permitting of the Hot Springs Farmers Market although was concerned that it was City owned property and stated that the City did not hold itself to the same standards that it holds other property owners to, in rezoning, adopting an ordinance to amend the official zoning map. She informed that she wanted to call attention of the governing body, to the legal standard for an amendment which is contained in 450-98 that "*public necessity convenience or general welfare requiring*". Ms. Laszlo-Henry informed that a special use permit was a part of the application by Tierra Encantada and that in her opinion, the special use permit was not only the appropriate way for the City to permit this activity but also the best way for the Farmers Market organization as well as neighbors to enforce that it would in fact be used as the Farmers Market. She stated that once it was rezoned to commercial the City could turn around and sell it to a commercial business which would take surrounding neighbors by surprise. Ms. Laszlo-Henry advised that a site development plan was not included with the application and was needed in order for it to be binding and felt that all that was needed was a special permit.

Planning & Zoning Coordinator Maria Perea informed that a Special Use Permit for the Farmers Market was not allowed in an R-1 residential zone therefore that was the reason of the re-zone.

Mayor Gurulé-Girón had a question regarding the site development plan.

Planning & Zoning Coordinator Perea advised that they provided the plat showing the parking and did not provide a site plan due to not knowing how many farmers would be setting up and that it would be provided at the time of processing the Special Permit and would include a parking plan as well, as recommended by the Board of Adjustments.

Brief discussion took place regarding most of the North side of the area being commercial property.

Dianne Lindsay asked the governing body to consider the rezone for the Farmers Market.

Lucy Trujillo asked Council to support the rezone and that it was for a good cause.

Clara Lucero spoke in support of the rezone due to the importance of the Farmers Market on West side of town.

Councilor Casey made a motion to close Public Hearing and accept the record proper with amendments. Councilor Howell seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

David G. Romero	Yes	Vincent Howell	Yes
Barbara A. Casey	Yes	David A. Ulibarri, Jr.	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

Councilor Casey made a motion to reconvene into Regular Session. Councilor Ulibarri, Jr. seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David A. Ulibarri, Jr.	Yes
Barbara A. Casey	Yes	David G. Romero	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

Councilor Romero had a question under Exhibit IV, pertaining to the property belonging to the Housing Authority and also asked if Tierra Encantada was a non-profit organization.

Planning & Zoning Coordinator Perea explained that the property was once owned by the Housing Authority but was sold to the City of Las Vegas.

Events Planner Marrujo advised that Tierra Encantada was a non-profit organization and was not a 501C3.

Councilor Casey had a question regarding the amount and the date on the Quit Claim Deed.

Interim Finance Director Vega advised the purchase amount was \$156,000.00 for the property and the building.

Brief discussion took place regarding the difference in dates of the purchase and of the Quit Claim Deed.

Councilor Howell asked if the Board of Adjustments was aware of the concerns made by Corinna Laszlo-Henry.

Planning & Zoning Coordinator Perea advised that their main concerns were pertaining to parking and they recommended talking to vacant property owners to utilize their properties for parking on Wednesday and Saturday mornings.

Lengthy discussion took place regarding the subject of spot zoning.

Councilor Howell asked if this item should be tabled until the Board of Adjustments could hear the concerns of Corinna Laszlo-Henry.

Planning & Zoning Coordinator Perea informed that this had already gone before the Planning & Zoning Commission on April 30, 2018 and that it was their recommendation to bring to the governing body for the zone change. She advised that the Board of Adjustments approved the Special Use permit with the approval of the zone change.

Discussion took place of the processes for future zone changes that may take place, which would have to go through the proper channels as the Farmers Market did.

Councilor Romero asked for explanation of the process of the Special Use Permit.

Events Planner Marrujo informed for the record that the process taken by the non-profit for the Special Use Permit included going to each department (Police Dept., Community Development, Public Works etc.) to sign off, include insurance that includes the City as the second person and any other supporting documents.

Councilor Casey made the clarification of needing the zone change in order for the Special Use permit to be applied.

Planning & Zoning Coordinator Perea agreed with the Councilor Casey's clarification.

Councilor Casey made a motion to approve to adopt Ordinance 18-04, amendment to the Official Zoning map for property, Lots 4,5,6,7 & 8, Block 2, Miguel Romero Y Baca Addition known as 2513 Hot Springs Blvd., as approved by the City Planning Zoning Commission. Councilor Romero seconded the motion.

Ordinance 18-04 was presented as follows:

**CITY OF LAS VEGAS, CITY COUNCIL
ORDINANCE NO. 18-04**

AN ORDINANCE AMENDING THE CITY OF LAS VEGAS OFFICIAL ZONING MAP FROM AN R-2 (MULTI-FAMILY RESIDENTIAL ZONE) TO A C-3 (GENERAL COMMERCIAL ZONE) FOR PROPERTY IS LOCATED AT 2513 HOT SPRINGS BLVD., LAS VEGAS, NEW MEXICO 87701 AS REQUESTED BY THE CITY OF LAS VEGAS (APPLICANT/ OWNER).

WHEREAS, the City of Las Vegas has applied for an amendment to the official zoning map for property located at 2513 Hot Springs Blvd., pursuant to provisions of the Las Vegas City Zoning Ordinance, and;

WHEREAS, on April 30, 2018, the City of Las Vegas Planning and Zoning Commission, following adequate public notice, held a public hearing to receive testimony concerning the amendment of the Official Zoning Map to rezone the property located at 2513 Hot Springs Blvd. from an R-2 (Multi-Family Residential Zone) to a C-3 (General Commercial Zone), and on April 30, 2018 adopted a motion recommending approval of the proposed amendment.

WHEREAS, on May __, 2018, the Governing Body of the City of Las Vegas, following adequate public notice, held a public hearing to receive testimony concerning the recommendations of the Planning and Zoning Commission.

NOW, THEREFORE BE IT ORDAINED that the Governing Body of the City of Las Vegas, New Mexico, hereby **GRANTS** the amendment to the Official Zoning Map by rezoning and changing the district classification of certain property located at 2513 Hot Springs Blvd. from an R-2 (Multi-Family Residential Zone) to a C-3 (General Commercial Zone), and more fully described as follows:

Lots 4, 5, 6, 7 and 8, Block 2, of the Miguel Romero Y Baca Addition

BE IT FURTHER ORDAINED that the Governing Body of the City of Las Vegas, New Mexico, hereby adopts the following findings of fact upon which the Council's decision is based:

1. The boundaries of the zones established by the City's Ordinances, the classification of property herein, or other provisions of said Ordinances may be amended whenever public necessity, convenience, or general welfare require.
2. That duly public notice and public hearings were in accordance with the legal requirements and a site plan for the zone change has been provided which is acceptable to the City Council.

PASSED, APPROVED AND ADOPTED ON THIS _____ DAY OF _____, 2018.

ATTEST:

Casandra Fresquez, City Clerk

Tonita Gurule-Giron, Mayor

**REVIEWED AND APPROVED
AS TO LEGAL SUFFICIENCY ONLY**

Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David A. Ulibarri, Jr.	Yes
Barbara A. Casey	Yes	David G. Romero	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

COUNCILORS' REPORTS

Councilor Romero thanked Interim City Manager Gallegos for her timely response regarding a couple of issues he had addressed to her. He informed of several issues that needed to be addressed at the Recreation Center which included: Water Fountain (no cold water), Exercise Bike that needed repair and issues with trash trucks at Armijo School.

Interim City Manager Gallegos advised that she would address those issues and meet with him and Councilor Casey regarding the trash trucks at Armijo.

Councilor Casey advised that the Recreation Summer Youth Program was described by several people as being in disarray and informed that the distribution of books should take place for the Summer Program youth although last year when the Summer Youth participated in an activity day to receive books at Highlands University Sala De Madrid they did not display good behavior. She asked if there was any training for those hired to work with Summer Youth Program.

Interim City Manager Gallegos advised that three teachers were hired for a 6-7 week period and hired 17 year olds that do receive some training although would research further on the specific training they receive. She also stated that possibly stricter rules may be applied when the youth visits a public venue and would speak to the manager about those concerns.

Councilor Casey thanked Interim City Manager Gallegos for quickly addressing issues brought to her.

Councilor Casey had a question for Acting City Attorney David Silva regarding the validity of actions and voting taken tonight, including Housing since not complying with either the statutory guidelines or the Charter in terms of having a reorganizational meeting by the deadline.

Mayor Gurulé-Girón replied by saying that she had spoken with Municipal Attorney Coppler and he advised that there were no impacts or negative implications.

Councilor Casey asked for clarification on statutory penalties and so her concern was the action that Council takes and it not being duly constituted .

Mayor stated that everything is on the agenda and any action taken is consistent with the charter.

Acting City Attorney Silva added that he did not know if it allowed for people to challenge resolutions or votes although would follow up with the Municipal League Attorney.

The governing body gave full consensus regarding Acting City Attorney Silva to follow up with the Municipal League Attorney.

Councilor Howell advised that in regards to public input speakers, speaking about not having enough grocery stores, recommended that the City establish an ambassadorship program that sanctions a committee that would go out to businesses and try to convince them to come to Las Vegas. He stated that talking to people and gathering their input was an important part of knowing what kind of businesses to attract.

Councilor Howell mentioned that the Samaritan House was still having a dilemma with the property they were in and had a suggestion that was given to him. He suggested that the City purchase the property and lease it to the Samaritan House in order to possibly renovate with grant money. He advised that discussion should take place by Council regarding that issue and should help the Samaritan House in helping the community with hunger and homelessness.

Interim City Manager Gallegos advised that there were zoning issues at the current location of the Samaritan House and that they need to possibly look for another property for them and agreed with Councilor Howell in partnering up with them.

Mayor Gurulé-Girón stated that there would probably be issues with the owner regarding rezoning the property although could not discuss any details due to pending litigation.

Councilor Howell stated that he was going to visit the City Clerk's Office to fill an agenda request to discuss the results of findings and recommendations of the Special Audit. He advised that he wanted to find out what was going to be done regarding the findings.

Mayor Gurule-Giron stated that there had been discussion regarding the Special Audit recommendations during Executive Session of that audit.

Councilor Howell stated that he had not seen any action on the implementation.

Mayor Gurulé-Girón advised that Interim City Manager Gallegos was currently looking at improvement planning for each department.

Discussion took place of the need and the timing for discussion regarding the Special Audit findings.

Councilor Howell stated that he felt good about the current retreat held and that the Council is vocal and sometimes agrees to disagree although agreed to move forward for the community.

Councilor Ulibarri, Jr. thanked Acting Public Facilities Director Chris Rodarte and Interim City Manager Gallegos for the preparation of Rodriguez Park for the upcoming District Tournaments and recognized NMDOT and thanked Council for the project taking place within his ward.

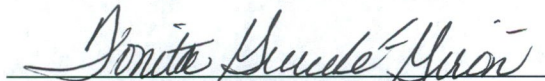
Councilor Romero stated that the discussion regarding the Special Audit took place during Executive Session and reminded Council he was new and asked for an update.

EXECUTIVE SESSION

Interim City Manager Gallegos advised there was no need for Executive Session.

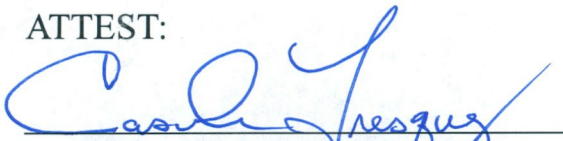
ADJOURN

Councilor Casey made a motion to adjourn. Councilor Ulibarri seconded the motion. All Councilors were in favor.



Mayor Tonita Gurulé-Girón

ATTEST:



Casandra Fresquez, City Clerk